

104<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# S. RES. 119

To authorize testimony by Senate employee and representation by Senate  
Legal Counsel.

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## IN THE SENATE OF THE UNITED STATES

MAY 9 (legislative day, MAY 1), 1995

Mr. DOLE (for himself and Mr. DASCHLE) submitted the following resolution;  
which was considered and agreed to

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## RESOLUTION

To authorize testimony by Senate employee and  
representation by Senate Legal Counsel.

Whereas, in the case of United States v. George C. Matthews, Case No. 95-CR-11, pending in the United States District Court for the Eastern District of Wisconsin, a subpoena for testimony has been issued to Darin Schroeder, an employee of the Senate on the staff of Senator Feingold;

Whereas, by the privileges of the Senate of the United States and rule XI of the Standing Rules of the Senate, no evidence under the control or in the possession of the Senate may, by the judicial process, be taken from such control or possession but by permission of the Senate;

Whereas, when it appears that evidence under the control or in the possession of the Senate may promote the adminis-

tration of justice, the Senate will take such action as will promote the ends of justice consistently with the privileges of the Senate; and

Whereas, pursuant to sections 703(a) and 704(a)(2) of the Ethics in Government Act of 1978, 2 U.S.C. §§ 288b(a) and 288c(a)(2) (1994), the Senate may direct its counsel to represent committees, Members, officers and employees of the Senate with respect to subpoenas or orders issued to them in their official capacity: Now, therefore, be it

1       *Resolved*, That Darin Schroeder and any other em-  
 2 ployees in Senator Feingold's office from whom testimony  
 3 may be necessary are authorized to testify and to produce  
 4 records in the case of United States v. George C. Mat-  
 5 thews, except concerning matters for which a privilege  
 6 should be asserted.

7       SEC. 2. That the Senate Legal Counsel is directed  
 8 to represent Darin Schroeder and any other employee in  
 9 connection with the testimony authorized under section 1.

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